UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MICHELE SNOW, Individually and on Behalf of All Others Similarly Situated Plaintiff, v. DOUBLEDAY, A DIVISION OF RANDOM HOUSE, INC.; BANTAM DOUBLEDAY DELL PUBLISHING GROUP; RANDOM HOUSE, INC.; ANCHOR BOOKS, A DIVISION OF RANDOM HOUSE, INC.; JAMES FREY Defendants.	Case No. 06-CV-669 **CLASS ACTION COMPLAINT** **JURY TRIAL DEMANDED**

WAIVER OF FORMAL SERVICE
PURSUANT TO F.R.C.P. 4(d).

TO: Evan J. Smith, Esquire
Two Bala Plaza, Suite 602
Bala Cynwyd, PA 19004

I acknowledge receipt of your request that I waive service of a summons in the above-captioned matter. I have also received a copy of the Complaint in the action, two copies of this instrument, and a means by which I can return this signed waiver without costs to me.

I agree to save the cost of service of a summons and an additional copy of the Complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all my defenses or objections to the lawsuit or to the jurisdiction or venue of the Court, except for objections based upon a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me if an answer or motion under Rule 12 is not served upon you and filed with the Court within sixty (60) days after the date this notice was sent (see typed date below).

Date: March 2, 2006

Signature of Defendant
JAMES FREY or his attorney

Dockets.Justia.com